

583-252-0 FWC DIV



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

RECEIVED

IN RE APPLICATION OF : FEB 25 1998

MANFRED ASSMUS ET AL : GROUP ART UNIT: 1501

PTO IP 1100

SERIAL NO: 08/813,950 :

FILED: MARCH 3, 1997 : EXAMINER: SELLERS

FOR: THERMOPLASTIC COATING
AND BINDING AGENT FOR
MEDICINAL FORMS

"RESPONSE UNDER 37 CFR 1.116—
EXPEDITED PROCEDURE EXAMINING
GROUP 1501"

SUPPLEMENTAL RESPONSE UNDER 37 C.F.R. §1.116

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

SIR:

Responsive to the final rejection of December 9, 1997, and supplementing the
Amendment under 37 C.F.R. §1.116 filed February 11, 1998, please consider the following.

REMARKS

The Examiner in his Advisory Action of February 26, 1998 states that the amendment
of February 13, 1998 will be entered. However, he adheres to his rejection of the claims
under 35 U.S.C. §103 over the cited references. It is apparently his position that the prior art
compositions "inherently" would be non-homogeneous, no distinction in homogeneity being
seen between the claimed composition and the blends of the references.